

**R.K. et. al.** )  
) )  
**Plaintiffs,** )  
) **No. 3:21-CV-00853**  
) )  
**v.** )  
) )  
**GOVERNOR BILL LEE, in his official** )  
**Capacity as GOVERNOR OF** )  
**TENNESSEE et. al.** )  
) )  
**Defendants.** )  
) )

I declare under penalty of perjury that the foregoing is true and correct:

- Case 3:21-cv-00853 Document 9-2 Filed 11/14/21 Page 1 of 2 PageID #: 119

all students, staff, and their families when there is high community transmission and a significant portion of our school community could not be vaccinated.

6. The accommodation process set forth in HB9077/SB9014 is confusing and unfeasible. Purchasing N95 masks will be expensive and because of supply chain issues cannot be readily obtained. It is unclear what, if anything, is required or permitted in terms of requiring other students to mask as an accommodation for students with disabilities.
7. The provisions adopted by HB9077/SB9014 risk the health and safety of students, particularly those who are immunocompromised, by preventing the district from adopting policies based on scientific healthcare guidance. MNPS would prefer to be able to make decisions that keep students safe—especially those with disabilities that make them more medically vulnerable to COVID-19—without risking state funding for doing so.



---

Adrienne Battle

11/14/21

---

November 14, 2021